

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF MISSISSIPPI  
ABERDEEN DIVISION**

**CHARLES SMITH, JR.**

**PETITIONER**

**v.**

**No. 1:17CV184-GHD-DAS**

**MR. RONALD KING, ET AL.**

**RESPONDENTS**

**Consolidated With**

**CHARLES SMITH, JR.**

**PETITIONER**

**v.**

**No. 1:19CV117-GHD-DAS**

**RONALD KING, ET AL.**

**RESPONDENTS**

**ORDER *DISMISSING AS MOOT* PETITIONER'S  
MOTION [43 in Lead Case], [13] in Member Case]  
TO USE ORIGINAL RECORD FOR APPEAL**

This matter comes before the court on the motion [43] by the petitioner to use the original record to prosecute his appeal. As the Fifth Circuit Court of Appeals has denied the petitioner's Application for a Certificate of Appealability, thus ending the appeal, the instant motion [43] is **DISMISSED** as moot.

**SO ORDERED**, this, the 22nd day of July, 2022.

/s/ David A. Sanders

DAVID A. SANDERS

UNITED STATES MAGISTRATE JUDGE